Single Bench

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

WRIT PETITION NO. 4189 /2004

PETITIONER

Shiv Kumar Sahu, aged ab out 27 years, son of Late Shri Yogesh Ram Sahu, resident of Sinchayee colony, Rampur, Distt. Korba (C.G.)

VERSUS

RESPONDENTS

1. The State of Chhattisgarh, through : the Secretary, Department General & Administration, Dau Kalyan Singh Bhawan, Mantralay, Raipur (Chhattisgarh)

2. The State of Chhattisgarh through : Secretary, Department of Water Resources, D.K.S. Bhawan, Raipur (Chhattisgarh)

3. The State of Madhya Pradesh, through : the Secretary, Deptt of General and Administration, Vallabh Bhawan, Bhopal (MP)

4. The Union of India, through : the Secretary, Ministry of Personnel, Public Grievances and Pension (State Reorganization Cell), III Floor, Lok Nayak Bhawan, Khan Market, New Delhi.

5. The Executive Engineer, Department of Water Resources, Hasdeo Barrage, R.B.C., Rampur, Distt. Korba (Chhattisgarh)

P.R. No. 4180/04 Presented by Shri A.K. Modi dated 27-10-04

RECEIVED COPY 27/10/04 Clerk to A.G. Bilaspur

R/C Shri Yadav 27.10.04 Clerk to Shri VINAY HARIT Senior Central Government Standing Counsel CHHATTISGARH HIGH COURT

WRIT PETITION UNDER ARTICLES 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF WRIT / WRITS, DIRECTION / DIRECTIONS, ORDER / ORDERS IN THE NATURE OF CERTIORARI, MANDAMUS PROHIBITION ETC.

01) PARTICULARS ABOUT THE PETITIONER:-

the cause title.

HIGH COURT OF CHHATTISGARH AT BILASPUR

Writ Petition No. 4189 of 2004

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Petitioner Shiv Kumar Sahu

Versus

Respondents State of Chhattisgarh & others

SB: Hon'ble Mr. Justice **Satish K. Agnihotri, J**

Shri Vinay Pandey, Advocate for the petitioner.
Shri I.N. Shrivastava, Panel lawyer for the respondents No. 1, 2 and 5.
None for the respondents No. 3 and 4.

ORAL ORDER

(27th June, 2006)

1. Learned counsel for the petitioner submits that the petitioner is the son of Shri Yogesh Ram Sahu, who was working as Assistant Fitter in the office of the respondent No. 5/Executive Engineer, Mini Mata Bango Canal, Division No. 6, Rampur, Korba. Shri Yogesh Ram Sahu died in harness on 10.2.1999.

2. The petitioner, being one of the dependant-legal heirs of the deceased filed an application thereafter for compassionate appointment before the Executive Engineer/respondent No. 5. The said application was not considered on the ground that the death has occurred before creation of new State of Chhattisgarh.

3. The State Government is directed to consider the case of the petitioner as per its own circular dated 2.2.2006 and also in view of the order dated 20.12.2005 passed by this Court in W.P. No. 1322/2002 and other connected matters on its own merit, in accordance with law, on such representation being filed by the petitioner.

4. For the reasons stated-above, the writ petition stands disposed of. No order as to costs.

Sd/-
Satish K. Agnihotri
Judge